# IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA RALEIGH DIVISION

| IN RE:                                | PECCY B. DEADS, COURT  U.S. BANKRUPTCH COURT  PASTERN DISTRICT OF N.C. |
|---------------------------------------|------------------------------------------------------------------------|
| INTERNATIONAL HERITAGE, INC.          | CASE NO. 98-02675-5-ATS CHAPTER 7                                      |
| INTERNATIONAL HERITAGE, INCORPORATED, | ) CASE NO. 98-02674-5-ATS<br>) CHAPTER 7<br>)                          |
| Debtor.                               | )                                                                      |

# DESIGNATION OF ITEMS TO BE INCLUDED IN RECORD ON APPEAL AND STATEMENT OF ISSUES

NOW COMES Georgina Mollick, and pursuant to Rule 8006 of the Bankruptcy Rules, provide the following Designation of Items to be included in the Record on Appeal and Statement of Issues:

## Designation of Items to be Included in Record of Appeal

- 1. Trustee's Motion for Approval of Compromise and Settlement;
- 2. Order Allowing Motion for Approval of Compromise and Settlement;
- 3. Memorandum of Law in Opposition to Trustee's Motion for Approval of Compromise and Settlement; and
- 4. Transcript of Hearing of May 31, 2000, before the Honorable A. Thomas Small.

### STATEMENT OF ISSUES

- 1. Whether the Bankruptcy Court erred by entering the Order Allowing

  Motion for Approval of Compromise and Settlement and allowing the Trustee to waive
  the Debtors' attorney-client privilege?
- Whether the Bankruptcy Court violated the Fifth and/or Sixth
   Amendments of the United States Constitution by entering the Order Allowing Motion

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for Approval of Compromise and Settlement and allowing the Trustee to waive the

Debtors' attorney-client privilege?

Respectfully submitted this the 30<sup>th</sup> day of June, 2000.

CHESHIRE, PARKER, SCHNEIDER, WELLS & BRYAN

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### CERTIFICATE OF SERVICE

This is to certify that a true copy of the above and foregoing **DESIGNATION OF**ITEMS TO BE INCLUDED IN RECORD ON APPEAL AND STATEMENT OF
ISSUES **NOTICE OF APPEAL** was served upon the following parties by depositing in a postage paid envelope to the following parties:

Wade Smith Melissa Hill Tharrington Smith 209 Fayetteville Street Mall Raleigh, North Carolina 27601

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This the **30** day of June, 2000.

John Keating Wiles CHESHIRE, PARKER, SCHNEIDER, WELLS & BRYAN 133 Fayetteville Street Mall P. O. Box 1029 Raleigh, North Carolina 27602 (919) 833-3114